IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.

CRIMINAL APPLICATION NO.3250 OF 2004

IN

CRIMINAL APPEAL NO. 919 OF 2004.

Suresh Ratnoo Mahabdi : Applicant.

versus.

The State of Maharashtra : Respondent.

Smt.Rutuja Ambekar for the applicant.

Mr.A.M.Shringarpure, APP, for the State.

CORAM : D.G.DESHPANDE,J.

DATED : 24th August 2004.

P.C.

1. Heard advocate for the applicant and learned APP for the State. The appeal of this accused is already admitted. He has been convicted under Section 452 of the Indian Penal Code and sentenced to suffer R.I. for one year and, under Section 392 of the Indian Penal code

and sentenced to suffer R.I. for seven years. However, the incident is of 1991 i.e. 15.2.1991. The case is of 1991 though it was numbered as Sessions Case No.551 of 1999. The judgment was delivered on 17th July 2004. The accused was on bail for all the 13 years of his trial. There are no criminal antecedents against him. The trial Court has considered the prosecution case from para 1 to 19, then framed the points for determination and then one single para i.e. para 20 in 20 lines he has concluded his discussion in respect of the entire evidence of the prosecution and then awarded the sentence. In view of this fact, the accused be released on his P.R. bond of Rs.7,500/- with one solvent surety in the like amount. He will attend the concerned police station once in a month in the first week for six months and thereafter once in a two months in the first week till the appeal is decided. His substantive sentence is suspended, pending appeal. He will pay the fine, if not paid, before he is released on bail.

2. All concerned parties to act upon an ordinary copy of this order duly authenticated by the Court Sheristedar.

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